

U.S. DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
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UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

ALEXANDRIA DIVISION

DAVID WINN
LDOC #105208
VS.

CIVIL ACTION NO. 08-1293

SECTION P

JAMES LeBLANC, SECRETARY
LA. DEPT. OF CORRECTIONS

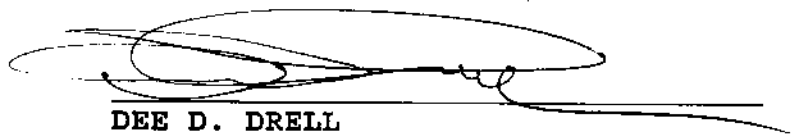
JUDGE DRELL
MAGISTRATE JUDGE KIRK

J U D G M E N T

For the reasons contained in the Report and Recommendation of the Magistrate Judge filed previously herein, noting the absence ^{of} objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED THAT the Petition for Writ of *Habeas Corpus* be DENIED and DISMISSED WITHOUT PREJUDICE because petitioner failed to exhaust available state court remedies prior to filing his federal petition.

THUS DONE AND SIGNED, in chambers, in Alexandria, Louisiana, on this 29th day of JANUARY, 2009.



DEE D. DRELL
UNITED STATES DISTRICT JUDGE